

REFERENCE TITLE: school districts; associate teachers

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

# HB 2383

Introduced by  
Representatives Anderson: Crandall, Yarbrough

AN ACT

AMENDING SECTION 15-502, ARIZONA REVISED STATUTES; RELATING TO SCHOOL  
EMPLOYEES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-502, Arizona Revised Statutes, is amended to  
3 read:

4 15-502. Employment of school district personnel: payment of  
5 wages of discharged employee: associate teachers

6 A. The governing board may at any time employ and fix the salaries and  
7 benefits of employees necessary for the succeeding year. The contracts of  
8 all certificated employees shall be in writing, and all employees shall be  
9 employed subject to ~~the provisions of~~ section 38-481. The governing board  
10 may obtain the services of any employee, including teachers, substitute  
11 teachers and administrators, by contracting with a private entity that  
12 employs personnel required by the school district.

13 B. EXCEPT AS PROVIDED IN SUBSECTION G OF THIS SECTION, a teacher shall  
14 not be employed if the teacher has not received a certificate for teaching  
15 granted by the proper authorities. If a teacher has filed an application and  
16 completed all of the requirements for a certificate but time does not allow a  
17 teacher to receive a certificate before the commencement of employment, the  
18 conditional certificate shall serve as a certificate for the payment of  
19 wages, provided that the teacher files the conditional certificate with the  
20 county school superintendent and the certificate is issued within three  
21 months of the date of commencing employment. In order to be paid wages  
22 beyond the three month period prescribed in this subsection, the teacher  
23 shall file the certificate with the county school superintendent. Any  
24 contract issued to a teacher who has completed certificate requirements but  
25 has not received a certificate shall be specifically contingent upon receipt  
26 of such a certificate. The governing board of a school district that is  
27 subject to section 15-914.01 shall adhere to the duties described in section  
28 15-302, subsection A, paragraph 9 for purposes of this subsection.

29 C. No dependent, as defined in section 43-1001, of a governing board  
30 member may be employed in the school district in which the person to whom  
31 such dependent is so related is a governing board member, except by consent  
32 of the board.

33 D. The governing board may employ certificated teachers under contract  
34 as part-time classroom teachers. Notwithstanding any other statute, a  
35 certificated teacher who has been employed by the school district for more  
36 than the major portion of three consecutive school years does not lose the  
37 entitlement to the procedures prescribed in sections 15-538.01, 15-539  
38 through 15-544 and 15-547 if the teacher is employed under contract on a  
39 part-time basis for at least forty per cent time. ~~As used in~~ FOR THE  
40 PURPOSES OF this subsection, "forty per cent time" means employed for at  
41 least forty per cent of the school day required of full-time teachers of the  
42 same grade level or for at least forty per cent of the class load assigned to  
43 full-time teachers of the same grade level, as determined by the governing  
44 board.

1           E. Notwithstanding sections 23-351 and 23-353, if an employee is  
2 discharged from the service of a school district, the school district shall  
3 pay the wages due to the employee within ten calendar days from the date of  
4 discharge.

5           F. Each school district shall establish policies and procedures to  
6 provide teachers with personal liability insurance.

7           G. A GOVERNING BOARD MAY EMPLOY AN ASSOCIATE TEACHER WHO DOES NOT HOLD  
8 A BASIC OR STANDARD CERTIFICATE TO PROVIDE INSTRUCTION IN ONE OR MORE  
9 ACADEMIC SUBJECTS IN WHICH THE ASSOCIATE TEACHER HAS DEMONSTRATED A LEVEL OF  
10 EXPERTISE THAT IS SATISFACTORY TO THE GOVERNING BOARD. THE PROVISIONS OF  
11 THIS CHAPTER THAT RELATE SPECIFICALLY TO CERTIFICATED TEACHERS DO NOT APPLY  
12 TO ASSOCIATE TEACHERS.